

PETTY OFFENSE PO	<input type="checkbox"/>	JUDGE/MAGISTRATE: Assigned	U.S.
OTHER MINOR OFFENSE MO	<input type="checkbox"/>	1085 4 8510	vs.
OTHER MISDEMEANOR Mis	<input type="checkbox"/>	Disp./Sentence	
FELONY Fel	<input checked="" type="checkbox"/>	District Office 11-3-76	(LAST, FIRST, MIDDLE)

BOONE, JAMES CHARLES (42) (BOND)

1050 East 61st St. Rt 1, Box 260

Tulsa, OK 74105

PH: 587-7963 JUVENILE

 Case Filed  
 Mo. Day  
 08 05  
 No. of Def's  
 \* 2

76 - CR - 113 - 1

Yr. Docket No. Def.

U.S. MAG. CASE NO. 76-116M

BAIL • RELEASE

☐ AMT ☐ Fugitive  
☐ Denied ☐ Set ☐ Pers. Recog.

\$25,000 conditions

☐ Date 7-27-76 ☒ 10% Deposit  
☒ Surety Bond /C

☒ Bail Not Made ☐ Collateral  
☒ Status Changed (See Docket) ☐ 3rd Prty Cust ☐ Other

U.S. TITLE/SECTION

21:841(a) (1)

OFFENSES CHARGED

ORIGINAL COUNTS

 Possession w/intent to distribute  
 Narcotics

 (\$25,000 and/or 15 yrs.) - Ct. 2 (par.term of 3 yrs.)  
 (\$15,000 and/or 5 yrs.) - Ct. 1 (par.term of 2 yrs.)

## II. KEY DATES &amp; INTERVALS

ARREST or

U.S. Custody Began

7-27-76

Summons Served

First Appearance

INDICTMENT

Information

8-5-76

Indict. Waived

In Charging District

Superseding

☐ Indict/Info ☐

ARRAIGNMENT

8-12-76

1st Plea

11

Final Plea

9-8-76

Trial Set For

9-13-76

☒ NG ☐ G ☐ NOL

{ G. Plea W/Drawn

☐ NG ☒ G ☐ NOL

TRIAL

Voir Dire

☐

Trial Began

☐

Trial Ended

☐

SENTENCE

Disposition of Charges

11-3-76

☒ Convicted☐ Acquitted☐ Dismissed☒ On Government's Motion☐ On All Charges☒ On Lesser \* Offense(s)☐ WOP: ☐ WP

Ct. 2 disp. 9-9-76

## MAGISTRATE

Search Warrant	Issued	DATE	INITIAL/NO.	INITIAL APPEARANCE DATE	7-27-76	INITIAL/NO.	OUTCOME:
Summons	Issued			PRELIMINARY EXAMINATION OR REMOVAL HEARING	8-5-76	MLB/85AA	<input type="checkbox"/> DISMISSED
Arrest Warrant Issued	Served	7-27-76	MLB/85AA	<input type="checkbox"/> WAIVED <input type="checkbox"/> NOT WAIVED			<input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN THIS DISTRICT
COMPLAINT		7-27-76	MLB/85AA	<input checked="" type="checkbox"/> INTERVENING INDICTMENT			<input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN DISTRICT BELOW
OFFENSE (In Complaint)		Possession with intent to distribute narcotics					

U.S. Attorney or Asst.

ATTORNEYS

Defense: ☐ CJA ☒ Ret. ☐ Waived ☐ Self ☐ None / Other: ☐ PD ☐ CD

Ben F. Baker, Ass't.

Mallie M. Norton

PH: 747-8031

4401 S. Harvard

Tulsa, OK 74135

\* Show last names and suffix numbers of other defendants on same indictment/information:

## 2) ROBERT JOSEPH BOONE

DATE	(DOCUMENT NO.)	PROCEEDINGS	EXCLUDABLE DELAY
7-29-76		On motion of def't. and concurrence of Ass't. U. S. Attorney, bail on def't. James Charles Boone reduced to 10% deposit. Def't. released on said bond. (MLB-Mag) kt	(a) (b) (c) (d)
8-5		Record vote of the Grand Jury Concurring, fld. in Open Court. v	
8-5		Indictment, fld. in Open Court. (H. Dale Cook, Judge)v	
8-5		MO: Case set for ARRAIGNMENT on 8-12-76 at 9:30 a.m. Def't. granted 10 days from this date to file mots.; Govt. then granted 5 days to file their response. (HDC-J)v -notices mld.	
8-4		Return on Warrant of Arrest, fld. Executed by arresting Def't. James Boone in Tulsa, OK, on 7-27-76. v	
8-5		Magistrate's papers, filed, including information sheet, complaint, affid. for search warrant & Form 257. hm	
8-5		Appearance bond in the amt. of \$25,000 10% cash, filed.hm	
8-5		Order specifying methods and conditions of release, filed. hm	
8-12		Case called for arr. & plea. Def't. present and rep.;	

DATE	76-CR-113 (J. BOONE) PROCEEDINGS (continued) (DOCUMENT NO.)	PAGE TWO	V. EXCLUDABLE DELAY				For Identifying Periods of Exclud- able Delay Per 18 U.S.C. 3161(h)
			Interval Section II (a)	Start Date End Date (b)	Ltr. Code (c)	Total Days (d)	
	govt. rep. Deft. ack. receipt of ind., is arraigned & enters plea of NOT GUILTY to Cts. 1&2. Deft. given until 8-15 to file motions; govt. 3 days thereafter to respond. PT hearing set 8-25 at 10:30 a.m. and jury trial set 9-13 at 9:30 a.m. Deft. allowed to stand on present bond. (HDC_J)hm						A. Examination or hearing for mental or physical incapacity (18 U.S.C. 4244).
8-26-76	Case called for pre-trial hearing. Parties rep. State- ments made. Deft. counsel states case will not go to trial, that deft. wishes to change his plea. Case set for change of plea 9-9-76 at 9:00 a.m. and sentence set 10-1-76. (HDC-J)hm	3		8-26-76 8-26-76	E	1	B. NARA Examination (28 U.S.C. 2902). C. State or Federal trials on other charges. D. Interlocutory Appeals. E. Hearings on pretrial motions. F. Transfers from other districts (per F.R.Cr.P. Rules 20, 21 & 40).
9-8	Case called for change of plea. Deft. present & rep.; govt. rep. Deft. changes plea from Not Guilty to GUILTY in Ct. 1. Deft. waives jury; jury waiver signed & filed in open court. Indictment read. Petition to Enter Plea of Guilty executed, sworn to, approved & filed in open court. Deft. sworn. Deft. adjudged GUILTY as charged. Upon govt's motion, Ct. 2 is dismissed. Order for dismissal of Ct. 2 signed & filed in open court. Sentence set 10-29-76 at 9:30 a.m. Deft. allowed to stand on present bond. (HDC-J)hm						G. Defendant Motion is actually under advisement. Period of up to 30 days is excludable per 3161(h) (1) (G).
9-8	Order for dismissal of Ct. 2 filed in open court. (HDC-J)hm						H. Miscellaneous Proceedings: Probation or Parole revocation, Deportation, Extradition.
10-28	MO: Case reset for sentence 11-3-76 at 1:00 p.m. (HDC-J)hm						I. Prosecution deferred by mutual agreement.
11-1	Petition for WHCAP, filed.						M. Unavailability of defendant or essential witness.
11-1	Order, filed, granting WHCAP, filed. (HDC-J)ph cps mld						N. Period of mental or physical incompetence of defendant to stand trial.
11-1	Writ issued. rm						O. Period of NARA Commitment or Treatment.
11-3	Case called for sentence. Deft. present & rep.; govt. rep. Deft. & counsel asked if they care to say anything before sentence is pronounced. Judgment and Sentence - JAMES CHARLES BOONE (42) Ct. 1- Atty. Gen. - Two (2) Years IT IS FURTHER ORDERED that the deft. is sentenced to a spec. parole term of Six (6) Years, to commence at the expiration of and run consecutive to any term imposed by the State Court. (HDC-J)hm						P. Superseding indictment and/or new charges. R. Defendant awaiting trial of Co-defendant when no severance has been granted.
11-3	Judgment and Commitment, filed and entered. (HDC-J)hm						T. Continuances Granted per 3161(h) (8) (i.e. ends of justice or complexity of case outweighs defendant's interests).
11-3	Two c/c of J&C delivered to U.S. Marshal. hm						U. Time between guilty plea and plea withdrawal.
11-8	WHCAP, ret & filed: Executed by delivering deft. to US Dist. Ct. on 11-3-76 at 9:30 a.m., and return on same date. ph						W. Grand Jury indictment extended per 2161 (b).
11-10	Order to disburse funds, filed, directing Clerk to refund \$2,500 to deft. James Charles Boone. (HDC-J)hm (copy to deft.counsel)hm						
9-6-77	Reporter's transcript of proceedings had on 8-12-76, arraignment and plea, filed. (TGB-USCR)k						

## FINE AND RESTITUTION PAYMENTS

DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER

Interval (per Section II)	<u>Start Date</u> <u>End Date</u>	Ltr. Code	Total Days
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UNITED STATES DISTRICT COURT  
CRIMINAL DOCKET

[illegible]

PETTY OFFENSE PO ☐ JUDGE/MAGISTRATE Assigned U.S.  
 OTHER MINOR OFFENSE MO ☐ 1085 4 8510  
 OTHER MISDEMEANOR Mis ☐ Disp./Sentence  
 FELONY Fel ☒ District Office 11-3-76

vs. BOONE, ROBERT JOSEPH (44) (BOND)  
 4315 East 51st St.  
 Tulsa, OK 74135  
 (LAST, FIRST, MIDDLE) PH: 743-0044 JUVENILE

Case Filed  
 Mo. Day  
 08 05  
 No. of Def's  
 \* 2

76 - CR - 113 - 2

Yr. Docket No. Def.

U.S. TITLE/SECTION 21:841(a)(1) OFFENSES CHARGED Possession w/intent to distribute narcotics  
 ORIGINAL COUNTS 2  
 Ct. 1- \$15,000 and/or 5 yrs. (par. term of 2 yrs.)  
 Ct. 2- \$25,000 and/or 15 yrs. (par. term of 3 yrs.)

Surety: Bill Chenhall, c/o Peerless Insur. Co.  
 624 So. Denver, Tulsa 74119

U.S. MAG. CASE NO. 76-116M

BAIL • RELEASE

AMT ☐ Fugitive  
 Denied ☐ Set ☐ Pers. Recog.  
 \$10,000 ☐ PSA  
 conditions

Date 7-27-76 ☒ 10% Deposit  
☒ Surety Bond /C

☒ Bail Not Made ☐ Collateral  
☒ Status Changed (See Docket) ☐ 3rd Prty Cust ☐ Other

## II. KEY DATES & INTERVALS

ARREST or	INDICTMENT	ARRAIGNMENT	TRIAL	SENTENCE
U.S. Custody Began 7-27-76	High Risk Date Information <input type="checkbox"/> 8-5-76	8-12-76	Trial Set For 9-13-76	Disposition of Charges 11-3-76
Summons Served	Indict. Waived <input type="checkbox"/> Superseding <input type="checkbox"/> Indict/Info <input type="checkbox"/>	1st Plea " <input checked="" type="checkbox"/> G <input type="checkbox"/> NOL Final Plea 9-9-76 <input type="checkbox"/> NG <input checked="" type="checkbox"/> G <input type="checkbox"/> NOL	Voir Dire <input type="checkbox"/> Trial Began <input type="checkbox"/> J Trial Ended <input type="checkbox"/> J	<input checked="" type="checkbox"/> Convicted <input type="checkbox"/> On All Charges <input type="checkbox"/> Acquitted <input type="checkbox"/> On Lesser * Offense(s) <input type="checkbox"/> Dismissed: <input type="checkbox"/> WOP: <input type="checkbox"/> WP
First Appearance	In Charging District			<input checked="" type="checkbox"/> On Gov't's Motion Ct. 2 disp. 9-9-76

MAGISTRATE		OUTCOME:
Search Warrant Issued	DATE 7-27-76	<input type="checkbox"/> DISMISSED
Summons Issued	INITIAL/NO. MLB/85AA	<input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN THIS DISTRICT
Arrest Warrant Issued	DATE 7-27-76	<input type="checkbox"/> HELD FOR GJ OR OTHER PROCEEDING IN DISTRICT BELOW:
COMPLAINT	DATE 7-27-76	
OFFENSE (In Complaint)	Possession with intent to distribute narcotics	

U.S. Attorney or Asst.

Ben F. Baker, Ass't.

## ATTORNEYS

Defense: ☐ CJA ☒ Ret: ☐ Waived ☐ Self ☐ None / Other: ☐ PD ☐ CD

Mallie M. Norton  
 4401 So. Harvard  
 Tulsa, OK 74135

PH: 747-8031  
 Surety: Bill J. Chenhall  
 624 S. Denver  
 Tulsa, OK 74119

\* Show last names and suffix numbers of other defendants on same indictment/information.

DATE	(DOCUMENT NO.)	PROCEEDINGS	EXCLUDABLE DELAY (a) (b) (c) (d)
7-28-76		Deft. released on \$10,000 surety bond. (MLB-Mag.)kt	
8-5		Record vote of the Grand Jury Concurring, fld. in Open Court. v	
8-5		Indictment, fld. in Open Court. (H. Dale Cook, Judge)v	
8-5		MO: Case set for ARRAIGNMENT on 8-12-76 at 9:30 a.m. Deft. granted 10 days from this date to file mots.; Govt. then granted 5 days to file their response. (HDC-J)v -notices mld.	
8-5		Return on warrant of arrest, fld. Executed by arresting Deft. Robert Boone in Tulsa, OK, on 7-27-76. v	
8-5		Magistrate's papers, filed, including information sheet and Form AO 257. hm	
8-5		Appearance bond in the amt. of \$10,000 surety, filed.hm	
8-5		Order specifying methods and conditions of release, filed.hm	
8-12		Case called for arr. & plea. Deft. present & rep. govt. rep. Deft. ack. receipt of ind., is arraigned & enters plea of NOT GUILTY to Cts. 1&2. Deft. given until 8-15 to file motions; govt. 3 days thereafter to respond. (over)	

IV. PROCEEDINGS (continued)		PAGE TWO		V. EXCLUDABLE DELAY				For Identifying Periods of Excludable Delay Per 18 U.S.C. 3161(h)
DATE	76-CR-113(R. BOONE) (DOCUMENT NO.)	Interval Section II (a)	Start Date End Date (b)	Ltr. Code (c)	Total Days (d)			
	PT hearing set 8-25 at 10:30 a.m. and jury trial set 9-13 at 9:30 a.m. Deft. allowed to stand on present bond. (HDC-J)hm						A. Examination or hearing for mental or physical incapacity (18 U.S.C. 4244).	
8-26-76	Pre-trial hearing held. Parties represented. Statements made. Deft. counsel states case will not go to trial, that deft. wishes to change his plea. Case set for change of plea 9-9-76 at 9:00 a.m. and sentence set 10-1-76. (HDC-J)hm	3	8-26-76 8-26-76	E	1		B. NARA Examination (28 U.S.C. 2902).	
9-9	Case called for change of plea. Deft. present & rep.; govt. rep. Deft. changes plea from Not Guilty to GUILTY in Ct. 1. Deft. waives jury; jury waiver signed & filed in open court. Indictment read. Petition to enter Plea of Guilty executed, sworn to, approved & filed in open court. Deft. sworn. Deft. adjudged GUILTY as charged in Ct. 1. Upon govt's motion, Ct. 2 is dismissed. Order for dismissal signed and filed in open court (of Ct. 2). Sentence set 10-29-76 at 9:30 a.m. Deft. allowed to stand on present bond. (HDC-J)hm						C. State or Federal trials on other charges.	
9-9	Order for dismissal of Ct. 2, filed and entered. (HDC-J)hm						D. Interlocutory Appeals.	
10-28	MO: Case reset for sentence 11-3-76 at 1:00 p.m. (HDC-J)hm						E. Hearings on pretrial motions.	
11-3	Case called for sentence. Deft. present & rep.; govt. rep. Deft. & counsel asked if they care to say anything before sentence is pronounced. Judgment and Sentence - ROBERT JOSEPH BOONE (44) Ct. 1- Probation Five (5) Years (HDC-J)hm						F. Transfers from other districts (per F.R.Cr.P. Rules 20, 21 & 40).	
11-3	Judgment and order of probation, filed and entered. (HDC-J)hm						G. Defendant Motion is actually under advisement. Period of up to 30 days is excludable per 3161(h) (1) (G).	
11-3	Two c/c of J&Oof P delivered to Prob. office. hm						H. Miscellaneous Proceedings: Probation or Parole revocation, Deportation, Extradition.	
2/23/79	Report and Order Terminating Probation Prior to Orig. Expiration Date, filed. (HDC-J)v -cps. mld.						I. Prosecution deferred by mutual agreement.	
							M. Unavailability of defendant or essential witness.	
							N. Period of mental or physical incompetence of defendant to stand trial.	
							O. Period of NARA Commitment or Treatment.	
							P. Superseding indictment and/or new charges.	
							R. Defendant awaiting trial of Co-defendant when no severance has been granted.	
							T. Continuances Granted per 3161(h) (6) (i.e. ends of justice or complexity of case outweighs defendants' interests).	
							U. Time between guilty plea and plea withdrawal.	
							W. Grand Jury indictment extended per 3161 (b).	

  

FINE AND RESTITUTION PAYMENTS					
DATE	RECEIPT NUMBER	C.D. NUMBER	DATE	RECEIPT NUMBER	C.D. NUMBER